

ESTTA Tracking number: **ESTTA418942**

Filing date: **07/11/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91200166
Party	Defendant Destiladora del Valle de Tequila S.A de C.V.C.V
Correspondence Address	DESTILADORA DEL VALLE DE TEQUILA S.A DE DESTILADORA DEL VALLE DE TEQUILA S.A DE PO BOX 948 EDNA, TX 77957-0948 celia@mexcor.com
Submission	Answer
Filer's Name	Celia Villanueva Maestri
Filer's e-mail	villanewcel@live.com, rmaldonado@gunn-lee.com
Signature	/celia villanueva maestri/
Date	07/11/2011
Attachments	Answer.pdf (4 pages)(227749 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re Matter of U.S. Application Serial No.: 85/111,140
For the Trademark: CABALLO AZUL
Date of Publication: February 8, 2011
International Class: 33

DIAGEO BRANDS B.V.,

Opposer,

Opposition No. 91200166

v.

DESTILADORA DEL VALLE TEQUILA
S.A. DE C.V.,

Applicant.

ANSWER

Destiladora De Valle Tequila S.A. de C.V., ("Applicant") hereby files this Answer in response to Diageo Brands B.V.'s (Opposer) "Notice of Opposition," and would respectfully show the Board as follows:

1. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in ¶ 1 of the "Notice of Opposition" and accordingly denies the same.
2. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in ¶ 2 of the "Notice of Opposition" and accordingly denies the same.
3. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in ¶ 3 of the "Notice of Opposition" and accordingly denies the same.

4. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in ¶ 4 of the "Notice of Opposition" and accordingly denies the same.

5. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in ¶ 5 of the "Notice of Opposition" and accordingly denies the same.

6. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in ¶ 6 of the "Notice of Opposition" and accordingly denies the same.

7. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in ¶ 7 of the "Notice of Opposition" and accordingly denies the same.

8. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in ¶ 8 of the "Notice of Opposition" and accordingly denies the same.

9. Admitted.

10. Admitted.

11. Applicant admits that it filed its application on August 19, 2010 and claims first use and first use in commerce dates of August 9, 2010. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the other allegations in ¶ 11 of the "Notice of Opposition" and accordingly denies the same.

12. Denied.

13. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in ¶ 13 of the "Notice of Opposition" and accordingly denies the same.

14. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in ¶ 14 of the "Notice of Opposition" and accordingly denies the same.

15. Denied.

16. Denied.

17. Denied.


18. Denied.

19. Denied

WHEREFORE, PREMISES CONSIDERED, Applicant prays that the "Notice of Opposition" be dismissed with prejudice in its entirety and that a registration be issued to Applicant for its mark.

Respectfully submitted,

Date: July 11, 2011



Celia Villanueva-Maestri
Destiladora del Valle de Tequila S.A de C.V
P.O. Box 948
Edna, TX 77957

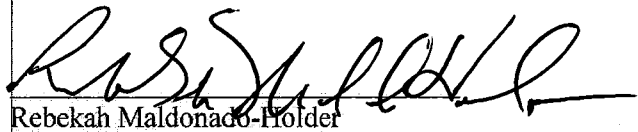
REPRESENTATIVE FOR APPLICANT

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Answer has been served on counsel for Opposer on this 11 day of July, 2011, via first class mail to:

Evan Gourvitz
Diageo North America, Inc.
801 Main Avenue
Norwalk, Connecticut 06851

ATTORNEYS FOR OPPOSER


Rebekah Maldonado-Holder